

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

SHIRIN SEDAGHAT,

No. 2:25-cv-00261-DAD-SCR

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

ORDER ADOPTING THE PARTIES'  
STIPULATION FOR THE AWARD OF  
ATTORNEY'S FEES UNDER THE EQUAL  
ACCESS TO JUSTICE ACT

Defendant.

(Doc. No. 17)

On January 22, 2025, plaintiff Shirin Sedaghat filed this action seeking review of a final decision of defendant Commissioner of Social Security. (Doc. No. 1.) On June 17, 2025, the matter was remanded to the Commissioner of Social Security for further proceedings pursuant to 42 U.S.C. § 405(g). (Doc. No. 15.) On June 23, 2025, the parties filed a stipulation with the court in which the parties agree that plaintiff shall be awarded attorney's fees under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d), in the amount of \$7,300.00. (Doc. No. 17.)

Good cause appearing, and pursuant to the parties' June 23, 2025 stipulation, the court orders as follows:

- 25 1. Pursuant to the EAJA, 28 U.S.C. § 2412(d), plaintiff is awarded attorney's fees in  
26 the amount of \$7,300.00;
- 27 2. After the issuance of this order, the government shall consider the assignment of  
28 the EAJA attorney's fees to plaintiff's counsel;

1           a. Pursuant to the decision in *Astrue v. Ratliff*, 560 U.S. 586 (2010), any such  
2           assignment will depend on whether the attorney's fees are subject to any  
3           offset allowed under the United States Department of Treasury's ("the  
4           DOT") Offset Program;

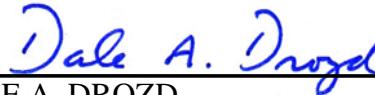
5           b. Fees shall be made payable to plaintiff, but if the DOT determines that  
6           plaintiff does not owe a federal debt, then the government shall cause the  
7           payment of attorney's fees to be made directly to plaintiff's counsel,  
8           Francesco Benavides;

9           3. Whether the payment of attorney's fees is made payable to plaintiff or to her  
10          counsel, the check shall be mailed to plaintiff's counsel's mailing address at:

11           Francesco Paulo Benavides  
12           Law Offices of Francesco  
13           1990 N. California Blvd., 8<sup>th</sup> Floor  
14           Walnut Creek, CA 94596

15           IT IS SO ORDERED.

16           Dated: June 24, 2025

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19           DALE A. DROZD  
20           UNITED STATES DISTRICT JUDGE

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